

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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2005 JAN 21 P 1:28

U.S. DISTRICT COURT  
DISTRICT OF MASS

Civil Action No. 04-12028-RGS

ALFOUSSEINY KELLY,  
Plaintiff

vs.

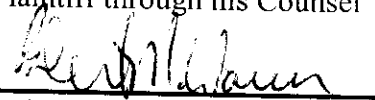
MARCHE MOVENPICK, RICHTREE  
U.S.A., IGOR REICHERT, HOLGER  
MAMMEN, LIZA KASTROM,  
MARTINE THOMAS, ELIE  
GHORAYEB  
Defendants

**PLAINTIFF'S CERTIFICATION PURSUANT TO LOCAL RULE 16.1(D)(3)**

Now comes the Plaintiff through counsel who certifies the following:

1. Plaintiff's counsel and the Plaintiff have conferred about
  - (a) A view towards establishing a budget for the costs of conducting the full course—and various alternative courses of the litigation and have determined that the budget should include the costs of deposition transcripts and the costs of any alternative dispute resolution if agreed upon;
  - (b) Considering the resolution of the litigation through the use of alternative dispute resolution programs such as those outlines in LR 16.4.

Respectfully certified and  
submitted,  
Plaintiff through his Counsel




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CERTIFICATE OF SERVICE

I hereby certify that on January 20, 2005 a copy of the foregoing was delivered by first class mail to Andrew Pickett, Counsel for the Defendant(s) at Jackson Lewis, LLP, 75 Park Plaza, Boston, MA 02116.

Date: 1/20/2005

  
Robert M. Warren